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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/869,410	08/31/2001	Pieter Lykle Buwalda	294-103PCT/U	2611

7590 07/22/2005
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EXAMINER

LEWIS, PATRICK T

ART UNIT PAPER NUMBER

1623

DATE MAILED: 07/22/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/869,410

6-25-2001

BUWALDA et al.

294-103 PCT/US

EXAMINER

P. Lewis

ART UNIT

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Commissioner for Patents

The amendment filed on May 5, 2005 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because newly added claims 46-48 are drawn to a method employing active methodological steps which are distinct from the active methodological steps employed by the previously examined elected invention. The method of newly added claims 46-48 comprises adding a hydrophobized amylopectin starch to a starch solution wherein the amylopectin starch is a root or tuber starch, or derivative thereof, comprising at least 95 wt% of amylopectin based on dry substance of the starch. Adding a hydrophobized amylopectin starch to a starch solution is the only recited active methodological step, while the elected invention is drawn to a process for increasing the associative behavior of a starch comprising attaching a hydrophobic substituent to the starch by esterification or etherification wherein the starch is a root or tuber starch, or derivative thereof wherein said starch is from a plant that has been genetically modified to have reduced amylose content, comprising at least 95% amylopectin based on the dry substance of the starch and wherein the reaction utilizes a hydrophobic reagent comprising an alkyl having 7-24 carbon atoms.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.


Patrick Lewis, PhD
Examiner
Art Unit 1623